1	SHEPPARD, MULLIN, RICHTER & HAMPTON LLP A Limited Liability Partnership Including Professional Corporations EDWARD D. VOGEL, Cal. Bar No. 110081				
2					
3	EDWARD D. VOGEL, Cal. Bar No. 1100 JOHN C. DINEEN, Cal. Bar No. 222095	081			
4	JOHN C. DINEEN, Cal. Bar No. 222095 MARK G. RACKERS, Cal. Bar No. 2542 501 West Broadway, 19 <sup>th</sup> Floor San Diego, California 92101-3598	242			
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8	Attorneys for Defendant WELLS FARGO BANK, N.A.				
9	WEEDSTANCO BANK, WAR.				
10					
11	LIMITED STATES DISTRICT COLIDT				
12	UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA				
13	NORTHERN DISTRI	CI OF CALIFORNIA			
14	DONALD HUNTINGTON, an individual,	Case No. 18-cv-03865-YGR			
15	Plaintiff,	STIPULATION TO STAY			
16	,	LITIGATION; [PROPOSED] ORDER THEREON			
17	V.	Judga, Han Vyanna Cangalaz Dagana			
18	WELLS FARGO BANK, N.A., a National Association and DOES 1-100, INCLUSIVE,	Judge: Hon. Yvonne Gonzalez Rogers			
19	Defendants.	Complaint Filed: May 23, 2018			
20	2 oronaumes.	2010			
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STIPULATION TO STAY LITIGATION

SMRH:487889982.1

1	The parties hereto, Plaintiff Donald Huntington ("Plaintiff") and
2	Defendant Wells Fargo Bank, N.A. ("Defendant"), through their attorneys of record,
3	hereby stipulate as follows:
4	
5	WHEREAS, this Court previously granted Defendant's motion for
6	extension of time to file its answer (ECF No. 9, 13), as well as the parties' Stipulation
7	to Stay Litigation, which vacated the Case Management Conference and withdrew,
8	without prejudice, Defendant's pending Motion to Dismiss (ECF No. 24, 25);
9	
10	WHEREAS, the Court referred this case to ADR for Assessment
11	Telephone Conference (see ECF No. 18, 19, 20);
12	
13	WHEREAS, the parties thereafter engaged in two ADR Phone
14	Conferences with the Director of ADR Services, Mr. Howard Herman, where they
15	discussed various options to potentially resolve their disputes (see ECF No. 23);
16	
17	WHEREAS, on September 18, 2018, Plaintiff and Defendant
18	participated in a third telephonic ADR Phone Conference with Mr. Herman (see ECF
19	No. 26), where they made substantial progress toward resolution and the parties now
20	believe that further settlement discussions between counsel for the parties will likely
21	lead to a resolution without the need for further litigation in this case;
22	
23	WHEREAS, the Court has scheduled a further ADR Phone Conference
24	for October 2, 2018 for the parties to report on their progress (ECF No. 27); and
25	
26	WHEREAS, the parties believe that a short stay of this litigation
27	pursuant to Local Rules 6-2 and 7-12, for a period of fourteen (14) days to October 4,
28	2018, will allow them to focus on settlement efforts and will serve the interests of

SMRH:487889982.1

STIPULATION TO STAY LITIGATION

1	justice in potentially saving both the Court, and the parties, time and resources;		
2			
3	THEREFORE, Plaintiff and Defendant hereby request that the Court grant		
4	this stipulation and stay the i	nstant litigation, including:	
5			
6	• Compliance He	aring: Taking off-calendar and/or continuing the Court's	
7	compliance hearing to October 12, 2018, which is currently scheduled for		
8	September 28, 2018, and all related deadlines.		
9			
10	IT IS SO STIPU	JLATED.	
11			
12		RA & ASSOCIATES, APC	
13			
14		By s/ Malalai Anbari	
15	Dated: September 21, 2018	MALALAI ANBARI	
16		Attorneys for Plaintiff DONALD HUNTINGTON	
17		SHEPPARD MULLIN RICHTER & HAMPTON LLP	
18		SHELLING MODELL INCLUDING THE TOTAL	
19		By s/ Mark G. Rackers	
20	Dated: September 21, 2018	MARK G. RACKERS	
21		Attorneys for Defendant WELLS FARGO BANK, N.A.	
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	SMRH:487889982.1	-3- 18cv3865 STIPULATION TO STAY LITIGATION	

1	<u>ATTESTATION</u>
2	I, Mark G. Rackers, am the ECF user whose ID and password are being
3	used to file this STIPULATION TO STAY LITIGATION and hereby attest that all o
4	the signatories have concurred in the filing of this document.
5	
6	By s/Mark G. Rackers
7	MARK G. RACKERS
8	
9	
10	PURSUANT TO STIPULATION, IT IS SO ORDERED
11	
12	Dated:
13	
14	Hon. Yvonne Gonzalez Rogers
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-4- 18cv3865 STIPULATION TO STAY LITIGATION

1	PROOF OF SERVICE		
2 3	Donald Huntington v. Wells Fargo Bank, N.A. United States District Court, Northern District of California (Oakland) Case No. 18-cv-03865-YGR		
	(Removed from Napa County Superior Court, Case No. 18CV000681)		
4	STATE OF CALIFORNIA, COUNTY OF SAN DIEGO		
5 6	At the time of service, I was over 18 years of age and <b>not a party to this action</b> . I am employed in the County of San Diego, State of California. My business address is 501 West Broadway, 19th Floor, San Diego, CA 92101-3598.		
7 8	On September 21, 2018, I served true copies of the following document(s) described as		
9	STIPULATION TO STAY LITIGATION; [PROPOSED] ORDER THEREON		
10	on the interested parties in this action as follows:		
11	SERVICE LIST		
12	Malalai F. Anbari, Bar No. 304482 Attorneys for Plaintiff		
13	Romel Ambarchyan. Bar No. 245216 Any Moskovian, Bar No. 313476 DONALD HUNTINGTON Telephone: 818.230.3220		
14 15	RA & Associates, APC 505 N. Brand Blvd., Suite 800 Glendale, CA 91203 Fax: 818.230.3211 Malalai.anbari@raandassociates.com; romel@raandassociates.com; anv.moskovian@raandassociates.com		
<ul><li>16</li><li>17</li></ul>	BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by		
18	other means permitted by the court rules.		
19	I declare under penalty of perjury under the laws of the United States of America		
20	that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.		
21	Executed on September 21, 2018, at San Diego, California.		
22			
23	Panela Parker		
24	Panela anner		
25	Pamela Parker		
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